

Tuesday - April 25, 1989 - 4:00 P.M.

**Community Meeting held at East Asheville Community Center**

Regular Meeting

Present: Mayor W. Louis Bissette, Presiding; Vice-Mayor Kenneth

M. Michalove; Councilmen Mary Lloyd Frank, Norma T. Price, Wilhelmina Bratton, Russell Martin and A. Robert York; Acting Corporation Counsel Patsy Brison; City Manager Douglas O. Bean; and Associate City Manager/City Clerk William F. Wolcott, Jr.

Absent: Corporation Counsel William F. Slawter (attending to other City business)

**INVOCATION**

The invocation was given by Councilman York.

**APPROVAL OF MINUTES - APRIL 18, 1989**

Mayor Bissette announced the approval of the minutes of the April 18, 1989 meeting as submitted.

**I. PROCLAMATIONS:**

**A. Proclamation - "Child Abuse Awareness Month" - April, 1989**

Mayor Bissette read the proclamation and presented a copy to Bob Clark and Jan Schmidt with the Western North Carolina Regional Child Abuse Center.

**II. PUBLIC HEARINGS:**

**III. OLD BUSINESS:**

**IV. NEW BUSINESS:**

**A. Sign permit for freestanding identification sign for Asheville Mitsubishi Auto Dealership at 2 Kenilworth Knoll.**

Mayor Bissette said pursuant to the Zoning Ordinance this sign permit requires approval of Council since the sign will be situated closer than 600' from a limited access highway.

Julia Cogburn, Planning Director, said a request has

been received from Asheville Mitsubishi Auto Dealership for a sign permit to erect a 10' x 8' freestanding identification sign 36'8" in height. She said this permit includes the removal of an existing "Asheville Autohouse" sign and meets the requirements of the Sign Ordinance for the Commercial

Highway zone.

((1))

Jerry Hobbs, President of Asheville Mitsubishi said

the new sign would be an improvement over the existing sign. He said the 36'8" sign is a standard Mitsubishi sign.

Vice-Mayor Michalove moved for the approval of the

sign permit for a freestanding identification sign for Asheville Mitsubishi Auto Dealership at 2 Kenilworth Knoll. This motion was seconded by Councilman Bratton and carried unanimously.

## **B. Report on the Streets and Sidewalks Improvement**

### **Program.**

Jim Ewing, Director of Public Works, presented a status

report on projects completed, scheduled and underway in the Street and Sidewalk Bond Program. He said the first contracts for work under the Bond Program were for sidewalk and/or curb replacement. He said beginning this summer, the contracts will revert to mostly street improvements, with only a few sidewalks being replaced.

He said four contracts for major reconstruction of

streets will begin in the spring of 1989 which will include Beverly Road between U.S. 70 and New Haw Creek Road. He said work should begin shortly after July 1, 1989.

At the request of the Mayor, Mr. Ewing informed the

audience about a recent study conducted by a consultant using infra red sensors to evaluate the condition of all the streets in the City. He said all the street were ranked according to condition. He said those streets receiving a ranking of 60-40 will be rehabilitated since their sub base has not been destroyed. He said streets with a ranking of 40 will be reconstructed. He said this would be a on going program in the Public Works Department.

Upon inquiry of Doyle Freeman of 93 Ambler Road, Mr.

Ewing said the section of Beverly Road from Tunnel Road to N.C. 81 is not included in the contract for major reconstruction; the pot holes on Beverly Road would be fixed next week; and the Traffic Engineer would investigate the speed limits on Beverly Road.

Mr. Ewing said the Department of Public Works now has

special equipment to repair pot holes in the streets.

## **V. CONSENT:**

### **A. Resolution No. 89-54 - Resolution directing the City**

**Clerk to investigate a petition received under G.S. 160A-58.1 to annex a noncontiguous area on U. S. 19-23**

**known**

**as Pawn World Gun Supply.**

SUMMARY: The City of Asheville has received a petition

from Mr. DeWayne Roberson requesting annexation of a noncontiguous area known as Pawn World Gun Supply on Highway 19-23.

**Resolution Book No. 17 Page No. 398**

**B. Resolution No. 89-55 - Resolution authorizing the Mayor**

**to execute a lease with the Federal Aviation**

**Administration.**

SUMMARY: The current lease with the Federal Aviation

Administration for the field office adjacent to the Airport has expired and the City and the FAA desire to enter into a new lease agreement for a period of one year.

**Resolution Book No. 17 Page No. 399**

**C. Sale of Disposal Parcel 107 of East End/Valley Street**

**and Disposal Parcel 178A of East Riverside.**

SUMMARY: The Housing Authority has tentatively accepted

bids from Ms. Peggy Dillingham for Disposal Parcel 107 of East End/Valley Street and from Mr. & Mrs. Roosevelt Wallace for Disposal Parcel 178A of East Riverside. Both Ms. Dillingham and the Wallaces plan to build single family homes with the assistance of WNC Habitat for Humanity. The lots will be purchased under the Incentive Housing Program (\$1.00 lot). Ms. Dillingham's home will contain 4 bedrooms while the Wallace's

will have 3 bedrooms.

**D. Scheduling of public hearing relative to rezoning**

**property for Mr. Ramsey for May 9, 1989.**

SUMMARY: The Asheville Planning and Zoning Commission

on April 5, 1989, reviewed and recommended approval of rezoning a portion of Lot 86, Sheet 17, Ward 6, from R-3 Residential District to CH Commercial Highway District.

((1))

**E. Scheduling of public hearing relative to designating**

**Albemarle Park as a historic district for May 9, 1989.**

SUMMARY: The Asheville Planning and Zoning Commission

on April 5, 1989 reviewed the request of the Albemarle Park-Manor Grounds Association, through the Historic Resources Commission, that their area be designated a local historic district. The Commission voted to recommend

approval of the designation and to exclude the property on Charlotte Street south of the Gatehouse zoned CG Commercial General.

**F. Scheduling of public hearing relative to rezoning**

**property for Mr. Redmon for May 16, 1989.**

SUMMARY: The Asheville Planning and Zoning Commission on

April 5, 1989 reviewed and recommended approval of rezoning Lot 19, Sheet 6, Ward 6, from R-3 Residential District to CS Commercial Service

District.

**G Scheduling of public hearing relative to an ordinance**

**regulating the operating or maintenance of automobile graveyards and junkyards in the zoning jurisdiction of the City of Asheville for May 16, 1989.**

SUMMARY: The Asheville Planning and Zoning Commission on

April 5, 1989 reviewed and recommended adoption of an ordinance for the operation or maintenance of automobile graveyards and junkyards in the

zoning jurisdiction of the City of Asheville.

Upon motion of Vice-Mayor Michalove, seconded by

Councilman Martin, the consent agenda was unanimously

approved.

**VI. OTHER BUSINESS:**

**Resolution No. 89-56 - Resolution authorizing the Mayor to execute an application and related documents for a grant from the North Carolina Department of Crime Control and Public Safety through the Governor's Crime Commission for the Western North Carolina Regional Child Abuse**

**Center**

Mayor Bissette read the resolution and stated that this

a pass through grant and the City would have no responsibility for providing matching funds.

Upon motion of Councilman Price, seconded by Councilman

Frank, Resolution No. 89-56 was unanimously adopted.

**Resolution Book No. 17 Page No. 400**

((1))

**LETTER REGARDING FRENCH BROAD RIVERFRONT PLANNING COMMITTEE**

Mayor Bissette read the following letter to be presented

during the public hearings regarding the French Broad Riverfront:

April 25, 1989

Mr. Peter Batchelor, AIA/AICP

Director, NCAIA Urban Design Assistance Team

4233 West Rowan Street

Raleigh, North Carolina 27609

Ms. Karen Cagnolin, Executive Director

French Broad Riverfront Planning Committee

7 Cedarcliff Road

Asheville, North Carolina 28803

Dear Mr. Batchelor and Mrs. Cagnolin:

The Asheville City Council is honored that Asheville's urban riverfront is the focus of this week's planning charette in conjunction with the AIA/ASLA design team. The French Broad River is one of our area's greatest natural resources and one which has been neglected too long. Our riverfront needs the attention of professionals like you and the qualified design team which you have assembled to guide and augment our community's ideas and dreams for a revitalized riverfront.

Throughout the 2010 Asheville City Plan process, citizens spoke favorably of a redesign of the French Broad Riverfront incorporating mix-use development and a coordinated network of open spaces to protect the City's flood prone areas. We are pleased to learn of this continued broadbased citizen participation over the last eighteen months combining property owner surveys, numerous public hearings and public contests. This week's public hearings and Saturday's public presentation, to be held in conjunction with the planning process, continues to offer all citizens an opportunity to develop a plan for the urban riverfront. We wish you and all the participants of the planning process every measure of success.

The implementation of any comprehensive plan for the urban riverfront will need both public and private investment. As evidence of this City Council's anticipated involvement in the

urban riverfront, we have included in our 5 year Capital Improvement Plan significant funding for river park and greenway developments.

((1))

We know the planning and development process is just beginning and will continue for many years. By working together with property owners, developers and recreation enthusiasts, we can produce a riverfront design surpassing its celebrated past. Thank you again for your time and efforts on behalf of our Community.

**BARBARA MELTON - PRESIDENT OF HAW CREEK HOMEOWNER'S ASSOCIATION**

Barbara Melton, President of Haw Creek Homeowner's Association, questioned when a new zoning ordinance would be in place.

Julia Cogburn, Director of Planning, said a new zoning ordinance is still several years away and that if the Haw Creek Homeowner's Association feels they need to present a proposal for tighter restrictions in the R-3 Residential District

zone they should go ahead and present their proposal to the Planning and Zoning Commission.

Upon inquiry of Ms. Melton, Jim Ewing, Director of Public Works, said the intersection of Beverly Road and Haw Creek Road would be completely revamped.

### **WALTER KALES - HAW CREEK - COMMENTS REGARDING SPEED LIMITS AND DEVELOPMENTS**

Walter Kales commented on the speed limits not being enforced from Tunnel Road to 74 East and requested that the speed limits be reduced.

Mayor Bissette informed Mr. Kales that this road is a state system road but Council would talk with the NCDOT about the speed limits in the area.

Upon inquiry of Mr. Kales, Mayor Bissette said the City has no control over developers beginning projects then declaring bankruptcy. He said the private marketplace should take care of these financial conditions.

### **DOYLE FREEMAN - CLOISTER PROJECT ON FAIRWAY DRIVE**

Doyle Freeman asked whether or not the Cloister Condominium Project on Fairway Drive is conforming to the buffering requirements imposed on the development during the approval process.

Julia Cogburn, Director of Planning, said the Cloister Condominium Project is required to be in compliance by November,

1989. She said the project is inspected on a regular basis.

((1))

### **RALPH BISHOP - POLICE DEPARTMENT - LOTTERY SALES**

Ralph Bishop again spoke to Council about the Asheville Police Department and the lottery sales in the City.

### **PROCESS FOR SELECTION OF POLICE CHIEF**

At the request of the Mayor, the City Manager explained the process he would be using for the selection of a Police Chief for Asheville. He said this would be a very involved process. He said the administrative staff has been talking with employees in the Police Department as to what attributes they think Asheville needs in a Police Chief. He said they would be meeting with about forty community leaders involving a broad spectrum of the community on what attributes they feel Asheville needs in a Police Chief.

He said he would be using the Assessment Center system in selecting the chief. He said this system is a very intense process and would determine the strengths and weaknesses of a candidate. He said selected applicants will be required to go through a three-day assessment process.

He said the City has received about 120 applications and the deadline for submitting applications is two weeks away. He said the selection process should be completed by July 1, 1989.

Jerry Hobbs, President of Asheville Mitsubishi Auto Dealership, said he has dealt with the Police Department on several occasions regarding major vandalism and was not satisfied with the manner in which these incidents were handled. He said the Police Department should have some concern for the businesses in Asheville.

Mayor Bissette asked the City Manager to look into Mr. Hobbs' concerns.

### **CLAIMS - EVELYN CRAFT (WATER) - JAMES BOONE (STREETS) - CLINT GORMAN (SANTIAN) - RONALD BUTLER (SEWER)- JIMMY COLE (WATER)**

The City Manager presented claims received from Evelyn Craft, James Boone, Clint Gorman, Ronald Butler, and Jimmy Cole.

Mayor Bissette referred the claims to the City Attorney for investigation and recommendation.

**VII. ADJOURNMENT**

Mayor Bissette adjourned the meeting at 5:20 p.m.

---

**MAYOR CITY CLERK**

---